

**Fire Safety Code Board
Of Appeal & Review
Hearing Minutes for February 24, 2009**

The Rhode Island Fire Safety Code Board of Appeal and Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, February 24, 2009 at 1:00 P.M. Present were Chairman Coutu, Vice Chairman Newbrook and Commissioners Preiss, Jackson, Fillippi, Richard, Blackburn, Jasparro, Walker and Dais. Commissioner Pearson was absent. Also present were Executive Director Thomas B. Coffey and Administrative Assistant Desiree Campanini. The following cases were heard.

APPEAL #060807: Mr. Ronald Denelle, for the property located at 2935 Tower Hill Road, South Kingstown. ADSFM Brian Ballou appeared for the South Kingstown Fire Marshal's Office and ADSFM Christopher Hiener appeared for the Union Fire District Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Filippi, to grant the applicant a time variance of 120 days in which to replace the existing fire alarm with a fully compliant fire alarm system. The Board granted this variance with the understanding that the second floor of this facility will not be occupied until the new fire alarm has been installed. The Board advised the Applicant that he must have the existing fire alarm system tested and provide the Fire Marshal's Office with the

documentation of the existing fire alarm tests. The applicant will correct the three remaining deficiencies at the direction of the Fire Marshal's Office. The motion was unanimous.

APPEAL #060961: Joseph Polumbo Esq., for the property located at 117 Memorial Boulevard, Newport. DSFM James Moore appeared for the State Fire Marshal's Office and ADSFM Kevin Garcia appeared for the Newport Fire Marshal's Office. Commissioner Walker made a motion, seconded by Commissioner Jasparro, to grant the applicant a time variance of 30 days in which to work out a plan of action for the correction of item #18 regarding the sprinkler system coverage, an additional 30 days for the Newport Marshal's Office to approve the plan of action, and another 120 days to correct all other deficiencies and to have a dry sprinkler system installed on the patio. The motion was unanimous.

APPEAL #060601: Mr. Michael Pearis, for the property located at 24 School Street, Newport. ADSFM Kevin Garcia appeared for the Newport Fire Marshal's Office and DSFM Christine Kent appeared for the State Fire Marshal's Office. Commissioner Richard made a motion, seconded by Vice Chairman Newbrook, to grant the applicant a time variance until June 30, 2009 at which time the applicant will be moving the businesses to a new facility. DSFM Christine Kent requested that the applicant provide a letter to the State Fire Marshal's Office advising the marshal's office of the applicant's plan to close this facility and relocate to a new facility. The motion was

unanimous.

APPEAL #060622: Mr. Lawrence Newsome, for the property located at 8-10 Broadway, Newport. Chief of Inspections Scott Caron appeared for State Fire Marshal's Office and ADSFM Kevin Garcia appeared for the Newport Fire Marshal's Office. Commissioner Jackson made a motion, seconded by Commissioner Richard and Vice Chairman Newbrook, to have the applicant remove locks on the panic hardware from the back exit door. The Board also granted a time variance of 120 days in which to have the fire alarm system and sprinkler system installed to the satisfaction of the Newport Fire Marshal's Office. The Board granted the Newport Fire Marshal's Office the authority to extend the applicant's time variance if needed, for good faith efforts being shown. The motion was unanimous.

APPEAL #060629: Attorney Mary Jo Carr and Mr. Brian Torrello, for the property located at 206 Thames Street, Newport. ADSFM Kevin Garcia appeared for the Newport Marshal's Office and Chief of Inspections Scott Caron appeared for the State Fire Marshal's Office. Commissioner Blackburn made a motion, seconded by Vice Chairman Newbrook, to grant the applicant a time variance of thirty (30) days in which to submit a plan of action for the installation of a compliant sprinkler system in this facility and an additional 120 days to have the system installed. The Board granted the Newport Fire Marshal's office the authority to extend the time variance if the applicant is making a good faith effort. The motion was unanimous.

APPEAL #060786: Captain Charles Adams, for the property located at 51 Memorial Blvd. Newport. ADSFM Kevin Garcia appeared for the Newport Fire Marshal's Office and DSFM Arthur DaCosta and Chief of Inspections Scott Caron appeared for the State Fire Marshal's Office. Commissioner Dias made a motion, seconded by Commissioner Filippi, to grant the applicant a time variance of thirty (30) days in which to submit a plan of action for the installation of a fire suppression system for the commercial cooking stove, and an additional 120 days in which to install the fire suppression system and correct any other outstanding deficiencies in this facility. The Board also granted the Newport Fire Marshal's Office the authority to extend the time variance if needed, if the applicant is showing a good faith effort. The motion was unanimous.

**Respectfully submitted,
Desiree Campanini**